

DIVISION 3. GROUND TRANSPORTATION

Sec. 9-51. Definitions.

For the purpose of this division only, the following terms shall have the meanings specified below unless otherwise indicated herein:

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~~SGT-license~~ permit means a valid, unexpired, and unrevoked ~~license~~ permit issued by the director of administration and regulatory affairs pursuant to section 9-58.

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Sec. 9-55. Application fees.

(a) For vehicle classes 2, 4, 5, and 6, ~~and 11~~ as defined in Table 9-1, a non-refundable application fee must accompany each application for an airport use permit. The amount of the fee is stated for this provision in the city fee schedule for an original permit or a renewal permit or for transfer of a permit.

(b) For vehicle classes 3, 7, and 8, and 12, as defined in Table 9-1, the application fee is included in the annual use fee.

(c) Exceptions to the provisions of this section:

- (1) If the applicant began operations or continued operations without a valid permit, the application fee is stated for this provision in the city fee schedule (to cover additional costs imposed upon the city);
- (2) If the director prescribes a permit term shorter than one year, the full application fee must be paid, but the director shall grant the applicant a credit toward the next renewal fee, and the credit shall equal the pro rata part of the permit fee not covered by the short permit term;
- (3) If the director prescribes a permit term longer than one year, the fee shall be increased pro rata; and
- (4) The application fee for a temporary permit (term shorter than 30 days) is stated for this provision in the city fee schedule.
- (5) See section 9-57 of this Code for additional provisions, as applicable.

Sec. 9-56. Annual and recurring airport use fees.

The annual and recurring airport use fees for the classes of vehicles described in Table 9-1, which are in addition to any other fees provided for in this division, are stated for this provision in the city fee schedule. Annual use permit fees are due in full at the time of issuance airport use permit.

Sec. 9-57. Airport use fees; additional provisions.

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(c) *Appeals.* The fee for an appeal to the hearing officer ~~is~~ is stated for this provision in the city fee schedule, but the hearing officer may order the refund of part of the appeal fee, to the extent, if any, that the hearing officer determines that the cost incurred by the city is less than the fee for that appeal.

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Sec. 9-58. Scheduled ground transportation ~~licenses~~ permits issued by the department of administration and regulatory affairs.

(a) *In general.* ~~SGT licenses~~ SGT permits issued by the director of administration and regulatory affairs pursuant to this section shall be sufficient authorization for SGT vehicles to operate on the streets, roads, and highways of the city while en route to or from an airport. An ~~SGT license~~ SGT permit is not required for ~~five~~ vehicles operated in compliance with another chapter of this Code, or state or federal laws, governing vehicles for hire and use of streets, roads, and highways. An ~~SGT license~~ SGT permit, or another regulatory approval, is required in addition to an airport use permit in the circumstances described in section 9-52 of this Code.

(b) *Term, etc.* ~~SGT licenses~~ SGT permits shall have a term of one year from the date of issuance and may be renewed for yearly terms upon reapplication therefor.

(c) *Fees.* ~~License~~ Permit fees per year for ~~SGT licenses~~ SGT permits are stated for this provision in the city fee schedule.

(d) *Applications.* Applications for ~~SGT licenses~~ SGT permits shall be submitted on forms furnished by the director of administration and regulatory affairs and shall provide the following information:

- (1) Name and form of business under which the service will be operated.
- (2) The mailing address and telephone number of the applicant.
- (3) A list showing the model, type, and make of each vehicle applicant desires to place into operation.
- (4) A description of the service proposed to be provided. If the service is contract service authorized by section 9-54 of this Code, a copy of the contract is a sufficient description.
- (5) Written proof that the applicant has an airport use permit for each vehicle in question or has applied for such a permit.
- (6) Whether the applicant has ever been convicted of a felony or misdemeanor
- (7) Any other information that may be reasonably requested by the director.

(e) *Criminal history.* ~~Each person required to be listed on the application shall be required to provide fingerprints in a manner specified by the director to be used to obtain~~

~~criminal history record information. Each person shall sign a waiver and authorization form authorizing the director to request criminal history record information from the Texas Department of Public Safety and any appropriate federal agency. Each person listed on the application must comply with the criminal history requirements of chapter 46 of this Code.~~

(f) *Issuance.* Upon verification of the material submitted by the applicant pursuant to subsection (d) of this section and payment of the required ~~license~~ permit fee, the director of administration and regulatory affairs shall issue an SGT ~~license~~ permit to the applicant covering each vehicle specified in the application provided that any person required to be listed in the application has not been convicted, served time in jail or prison or is not subject to deferred adjudication for any applicable offense specified in section 1-10 of this Code.

(g) *Other standards.* SGT ~~licensees~~ permittees are required to observe the requirements of article VI of chapter 46 of this Code (relating to jitneys) concerning the conditions and safety of their equipment and operations. Provided, however, where the operator's contract with the city or an airport use permit provides for more stringent provisions, the more stringent provisions shall be applicable.

(h) *Substitute vehicles.* ~~Licensees~~ Permittees may substitute a vehicle for a vehicle covered by an SGT ~~license~~ permit, provided the director of administration and regulatory affairs is notified in advance on forms approved by the director.

(i) *Revocation or suspension; appeals.* The director of administration and regulatory affairs may revoke or suspend any SGT ~~license~~ permit, in whole or in part, for failure to comply with this section, provided that:

- (1) The ~~licensee~~ permittee is given notice and an opportunity to be heard prior to the action; and
- (2) No such action is effective until the ~~licensee~~ permittee is notified in writing, which notice must include a statement of the reason for the action.

Within 15 days following receipt of such a notice, and if the ~~license~~ permit is wholly or partially suspended for 16 days or more or revoked, the ~~licensee~~ permittee may appeal the action to the city council by delivering a written notice of appeal to the city secretary. Upon timely receipt of such appeal, a date will be set by the city council for a hearing thereon, subject to the councils general rules. The city council may affirm, modify, or reverse the action of the director of administration and regulatory affairs.

(j) *Status of vehicles.* Any vehicle for which an SGT ~~license~~ permit is in effect shall not be deemed a "taxicab" as defined in section 46-16 of this Code at any time when the vehicle is operated pursuant to this section.

Sec. 9-59. Transportation network company airport operations.

(a) TNCs (class 11, as defined in Table 9-1) and their drivers and vehicles must be in compliance with chapter 46 of this Code and be approved for an airport use permit to operate at HAS airports.

(b) TNC drivers waiting for a fare through a TNC's mobile application technology shall wait in the designated geofenced TNC waiting area on airport property or outside the geofence.

(c) TNC drivers may pick up pre-arranged passengers only at designated TNC pick-up areas at airport terminal commercial curbs.

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Sec. 9-61. Payment of trip fees.

(a) ~~TNCs shall pay the city trip fees in accordance with the fee schedule in Table 9-1 for TNCs.~~ Trip fees for TNCs shall be assessed when entering an airport's designated geofenced area for the purpose of picking up a passenger.

(b) Fees shall be payable to the Houston Airport System based upon monthly accumulated trip fees and are due the 15th day of every month. TNCs shall pay the Houston Airport System electronically either by wire transfer or by Automated Clearing House to the city bank account designated by the director.

Sec. 9-62. Wheelchair accessible service provider airport operations.

Wheelchair accessible service providers (class 12, as defined in Table 9-1) and their drivers and vehicles must comply with chapter 46 of this Code.

**Table 9-1 Annual and Recurring Airport Use
Fees for Commercial Passenger Vehicles**

Class		Description/Criteria	Fees
1	Taxicabs	HOU: Departures from the airline terminal building at HOU with one or more passengers.	\$1.25 per departure
		IAH: Departures from anywhere at IAH with one or more passengers	\$2.75 per departure
2	Commercial Carrier Service (Contract)	Vehicles providing commercial carrier service under contract with the City.	Fees are as prescribed in the contract.
3	Commercial Carrier Service (Special Permit Conditions)	Vehicles providing commercial carrier service not under contract with the City, but with special permit conditions under subsection 9-54.	The annual use fee, based on number of seats (including driver) is: 1 through 6 seats: \$325.00 7 through 11 seats: \$400.00 12 through 24 seats: \$475.00 25 seats or more: \$550.00
4	On-Airport Rental Car Users	Vehicles used in connection with the business of on-airport rental car users.	Fees are as specified in the contract.
5	Off-Airport Rental Car Users	Vehicles used in connection with the business of off-airport rental car users.	Off-airport percentage of adjusted gross receipts. See Note 1.
6	Off-Airport Parking Users	Vehicles used in connection with the business of off-airport parking	8% of gross receipts. See Note 2.

REDLINE of VFH changes to Chapter 9, Article II, Division 3

	Class	Description/Criteria	Fees
		users.	
7	Courtesy Limousines	Courtesy vehicles providing limousine service	The annual use fee, based on number of seats (including driver) is: 1 through 6 seats: \$325.00 7 through 11 seats: \$400.00 12 through 24 seats: \$475.00 25 seats or more: \$550.00 Additional fee for each hour over first for parking in Limousine Lots is \$1.50 per each 15 minute increment. Waive first chargeable hour for vehicles waiting for international flights.
8	Other Courtesy Vehicles	All other courtesy vehicles not covered above elsewhere in this table	The annual use fee, based on number of seats (including driver) is: 1 through 6 seats: \$325.00 7 through 11 seats: \$400.00 12 through 24 seats: \$475.00 25 seats or more: \$550.00
9	All Others	All other commercial passenger vehicles, not covered above elsewhere in this table.	The annual use fee, based on number of seats (including driver) is: 1 through 6 seats: \$325.00 7 through 11 seats: \$400.00 12 through 24 seats: \$475.00 25 seats or more: \$550.00
10	Occasional Use	All commercial vehicles using the airport occasionally (no more than twice in any week)	Fee per trip, based on number of seats (including driver) is: 1 through 6 seats: \$2.00 7 through 11 seats: \$3.00 12 through 24 seats: \$5.00 25 seats or more: \$7.50
11	Transportation Network Companies (TNCs)	Vehicles providing transportation services pursuant to chapter 46, article IX of this Code.	\$1.25 per departure from HOU \$2.75 per departure from IAH
12	<u>Wheelchair Accessible Service Providers (WAVS)</u>	<u>Vehicles providing transportation services pursuant to chapter 46, article X of this Code.</u>	<u>The annual use fee, based on number of seats (including driver) is:</u> <u>1 through 6 seats: \$325.00</u> <u>7 through 11 seats: \$400.00</u> <u>12 through 24 seats: \$475.00</u> <u>25 seats or more: \$550.00</u>

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